

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Establishment – Social Welfare – Non-Gazetted – Sri G.P. Kishore Kumar, Assistant Section Officer of Social Welfare Department – Unauthorized absence for his official duties with effect from 20.05.2003 to 12.03.2008 – Departmental proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Final—Orders – Issued.

Social Welfare (OP.I) Department

G.O. Rt. No. 714

Dated: 07-09-2011

Read the following:-

1. O.O. Rt. No. 603, General Administration (SU.II) Department, dated: 15.03.2008
2. Applications of Sri G.P. Kishore Kumar, Assistant Section Officer, Social Welfare Department, Dated: 5.7.2008, 1.09.2008, 1.11.2008, 7.2.2009, 3.3.2009, 21.7.2010, 2.8.2010 and 15.9.2010.
3. U.O. Note No. 7953/OP I.A1/2010-1, dated: 24.09.2010 of Social Welfare Department.
4. U.O. Note No. 32942/SU.II/A2/2010-1, dated: 08.10.2010 of General Administration (SU.II) Department.
5. O.O. No. 501, S.W. (OP.I) Deptt., dated: 18.10.2010 of Social Welfare Department.
6. G.O. Rt. No. 930, S.W. (OP.I) Deptt., dated: 08.11.2010.
7. Explanation Letter dated: 7.12.2010 of Sri G.P. Kishore Kumar, Assistant Section Officer, Social Welfare Department.

1. Sri G.P. Kishore Kumar, Assistant Section Officer of Social Welfare Department was joined in Social Welfare Department on 03.10.2001 A.N. He applied Half Pay Leave on Medical Grounds for 45 days with effect from 08.07.2002 to 21.08.2002 and Extraordinary Leave for 17 days with effect from 22.08.2002 to 07.09.2002, and the above leave was sanctioned. He was surrendered to General Administration Department by Social Welfare Department on 19.07.2003. Subsequently he did not attend the Office with effect from 20.05.2003. On reporting to duty on 13.03.2008, the General Administration Department, have reposted him to this department, pending disciplinary action against him and they have requested the Social Welfare Department to take necessary disciplinary action for his un-authorized absence from duty since 2003 as per G.O. Ms. No. 260, General Administration (Ser.C) Department, dated: 04.09.2003 read with G.O. Ms. No. 128 & 129, Finance (FR.I) Department, dated: 01.06.2007 vide – O.O. Rt. No. 603, General Administration (SU.II) Department, dated: 15.03.2008.

2. Again he was applied Extraordinary Leave with effect from 03.07.2008 to 14.09.2010 (805 days) in different spells from time to time stating that his wife is suffering from severe acidity and Gynec problems and he has to look after his wife, and requested to sanction (805) days of Extra-ordinary Leave with effect from 03.07.2008 to 14.09.2010. Since, the individual look like a chronic case, and is found of absenting himself for substantial period for the reasons which are not convincing and as the Services of such an employee are not desirable in Social Welfare Department, he was surrendered to General Administration Department alongwith the original leave applications.

3. As per item (2) under rule 15 (Delegation of powers) of A.P. Secretariat Subordinate Service Rules, grant of leave of all kinds in respect of Assistant Section Officer, etc., shall be done by the concerned administrative Department, but not by General Administration (SU.II) Department. Further as per the instructions issued in U.O. Note No.69649/Ser.C/2006, dated: 23.9.2006, the Departments of Secretariat in Single Unit should not surrender any member of the Staff on the grounds of disciplinary action. Instead, the appointing authorities in the Departments shall initiate disciplinary action against the erring staff, if there are any lapses on their part”.

4. In view of the above, the General Administration (SU.II) Department have returned the original leave applications and Joining Report of Sri G.P. Kishore Kumar, Assistant Section Officer to Social Welfare Department for taking necessary action. Accordingly, in the reference 5th read above, he was admitted in Social Welfare Department on 15.09.2010 F.N., and posted in Social Welfare (PCR) Section, duly relieving Smt. D.Manoharamma, Assistant Section Officer from Full Additional Charge, wherein it was ordered that a separate action is being taken for sanction of leave as the leave has to be settled right from 20.05.2003 onwards.

5. In the reference 6th read above, departmental proceedings have been initiated by issuing Article of Charge against Sri G.P. Kishore Kumar, Asst. Section Officer of Social Welfare Department for his unauthorized absence from 20.05.2003 to 12.03.2008. He has submitted his written statement of defense in the reference 7th read above, in his explanation while explaining among other things, Sri G.P. Kishore Kumar, Assistant Section Officer, Social Welfare Department has stated that due to ill health of his wife Smt.G. Krishna Kumari who was suffering from severe Gynic and acidity problems since few years as there are no persons to look after, he had to look after her and attend to Hospital when medical tests are required. He had to stay back at home. He is also stated that, due to his wife illness and financial problems he suffered from high BP and mental tension and depression and also suffered from severe back pain and Liver disorder and the Doctors have advised him to take bed rest., and due to chronic health problems of his wife, she develops suicidal activity and in the meanwhile his father and sister were also expired. He also submitted that he has applied leave for the entire period from 20.05.2003 to 12.03.2008 in different spells and the entire leave letters were sent by Certificate of Posting.

6. The letters said to have been submitted and the Xerox copies submitted by the individual, are as detailed below:-

Sl.	Date of Extraordinary Leave period said to have been applied by the individual.	Date of Leave
1.	20.05.2003 to 19.05.2004	20.05.2003
2.	20.05.2004 to 19.05.2005	Nil
3.	20.05.2005 to 19.7.2006	04.06.2005
4.	20.07.2006 to 31.1.2007	04.08.2006
5.	01.02.2007 to 31.08.2007	Nil
6.	01.09.2007 to 12.03.2008	Nil

But the above said letters have not received in Social Welfare Department.

7. After examining his written statement of defense, it is considered that though he has submitted Xerox copies of applications, it might be after thought arrangements, as the reasons are not convincing. It is also observed that even, if he had applied for leave, he should have been checked from time to time that his leave has been sanctioned by the authorities and that has not been done by the individual. The charge framed against him held proved, and hence decided to impose minor penalty under A.P.C.S.(CCA) Rules, 1991.

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8. Government hereby order to impose the punishment of stoppage of two annual grade increments without cumulative effect against Sri G.P.Kishore Kumar, Assistant Section Officer, Social Welfare Department under Rule 9 of A.P.C.S.(CCA) Rules, 1991. The period of absence i.e, from 20.05.2003 to 12.03.2008 is treated as "dies-non" for all purpose.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.RAYMOND PETER
Principal Secretary to Government

To
Sri G.P. Kishore Kumar,
Asst. Section Officer, Social Welfare Department.
Copy to the General Administration (SU.II) Department for information.
Copy to the SF/Scs.

// Forwarded:: By Order //

SECTION OFFICER